

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

**IN RE PAYMENT CARD INTERCHANGE
FEE AND MERCHANT DISCOUNT
ANTITRUST LITIGATION**

This Document Applies to:

Hawaiian Holdings, Inc., et al. v. Visa, Inc., et al., No. 13-06370 (E.D.N.Y.) (MKB) (JO).

JetBlue Airways Co., et al. v. Visa, Inc., et al., No. 13-06424 (E.D.N.Y.) (MKB) (JO).

DSW, Inc., v. Visa Inc., et al., No. 13-06503 (E.D.N.Y.) (MKB) (JO).

Federal Express Co., et al. v. Visa, Inc., et al., No. 13-06508 (E.D.N.Y.) (MKB) (JO).

Southwest Airlines Co., et al. v. Visa, Inc., et al., No. 13-06548 (E.D.N.Y.) (MKB) (JO).

Alaska Air Group, Inc., et al. v. Visa, Inc., et al., No. 13-07175 (E.D.N.Y.) (MKB) (JO).

Progressive Casualty Insurance Co., et al. v. Visa Inc., et al., No. 14-00276 (E.D.N.Y.) (MKB) (JO).

Carnival Corp., et al. v. Visa Inc., et al., No. 14-00716 (E.D.N.Y.) (MKB) (JO).

O'Reilly Automotive Stores, Inc., et al. v. Visa, Inc., et al., No. 14-02086 (E.D.N.Y.) (MKB) (JO).

No. 14-MD-1720 (MKB) (JO)

**PLAINTIFFS' STIPULATION AND
ORDER OF DISMISSAL WITH
PREJUDICE OF ALL CLAIMS
AGAINST THE VISA DEFENDANTS
AND THE MASTERCARD
DEFENDANTS**

WHEREAS Plaintiffs in the actions *Hawaiian Holdings, Inc., et al. v. Visa, Inc., et al.*, No. 13-06370 (E.D.N.Y.), *JetBlue Airways Co., et al. v. Visa, Inc., et al.*, No. 13-06424 (E.D.N.Y.), *DSW, Inc., v. Visa Inc., et al.*, No. 13-06503 (E.D.N.Y.), *Federal Express Co., et al. v. Visa, Inc., et al.*, No. 13-06508 (E.D.N.Y.), *Southwest Airlines Co., et al. v. Visa, Inc., et al.*,

No. 13-06548 (E.D.N.Y.), *Alaska Air Group, Inc., et al. v. Visa, Inc., et al.*, No. 13-07175 (E.D.N.Y.), *Progressive Casualty Insurance Co., et al. v. Visa Inc., et al.*, No. 14-00276 (E.D.N.Y.), *Carnival Corp., et al. v. Visa Inc., et al.*, No. 14-00716 (E.D.N.Y.), and *O'Reilly Automotive Stores, Inc., et al. v. Visa, Inc., et al.*, No. 14-02086 (E.D.N.Y.), which are included in *In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation*, 1:05-md-01720 (E.D.N.Y.) (collectively the "Plaintiffs"), having fully settled all of their respective claims against the Defendants Visa U.S.A. Inc., Visa International Service Association, and Visa Inc. (collectively the "Visa Defendants"), and MasterCard International Incorporated and MasterCard Incorporated (collectively the "MasterCard Defendants"), by and through their undersigned counsel, hereby stipulate and agree, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), that Plaintiffs' claims and actions against the Visa Defendants and the MasterCard Defendants be dismissed with prejudice, and with each side to bear its own attorneys' fees and costs.

Accordingly, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the claims and actions of the Plaintiffs be and hereby are dismissed with prejudice, with each side to bear its own attorneys' fees and costs.

Dated: January 16, 2015.

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SO ORDERED:

United States District Judge

Dated: _____.